



County of Los Angeles
CHIEF ADMINISTRATIVE OFFICE

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DAVID E. JANSSEN
Chief Administrative Officer

Board of Supervisors
GLORIA MOLINA
First District

YVONNE B. BURKE
Second District

ZEV YAROSLAVSKY
Third District

DON KNABE
Fourth District

MICHAEL D. ANTONOVICH
Fifth District

September 21, 2006

To: Mayor Michael D. Antonovich
Supervisor Gloria Molina
Supervisor Yvonne B. Burke
Supervisor Zev Yaroslavsky
Supervisor Don Knabe

From: David E. Janssen
Chief Administrative Officer

RESPONSE TO MOTION TO REPORT ON THE DUTIES OF THE BOARD OF SUPERVISORS UNDER THE RESTRUCTURING OF THE LOS ANGELES UNIFIED SCHOOL DISTRICT'S GOVERNANCE (AB 1381) – (ITEM NO. 56-A, SUPPLEMENTAL AGENDA OF SEPTEMBER 12, 2006)

On September 12, 2006, your Board approved a motion instructing my office to provide a report outlining the duties your Board will have under Assembly Bill (AB) 1381 by Assembly Member Nuñez which restructures the governance of the Los Angeles Unified School District (LAUSD). This is to provide your Board with the report on this issue.

Participation on the Council of Mayors

AB 1381 transfers authority over a number of the administrative and fiscal functions of the LAUSD from the LAUSD Board of Education to the LAUSD Superintendent or the Mayor of Los Angeles. Among its provisions, AB 1381 establishes a Council of Mayors comprised of the mayors of each city within the boundaries of the LAUSD and members of the Board of Supervisors whose districts lie in the unincorporated areas of the County within the boundaries of the LAUSD. Based on this criterion, the First, Second and Third Supervisorial Districts could participate on the Council of Mayors. Participation on the Council of Mayors is optional. A member of the Board of Supervisors may opt out by providing written notification to the Council. Board members may not select a

designee. Conversely, a mayor may select a designee to participate on the Council. A city may elect not to participate on the Council by adopting a resolution to that effect.

The vote of each Board member on the Council of Mayors is weighted in proportion to the number of LAUSD residents in the unincorporated area of the County to the total population of the LAUSD, excluding those residents whose Board member elects not to participate on the Council. At this time, we are unable to determine the weighted vote of each Board member. According to the Los Angeles County Office of Education, the three Supervisorial Districts eligible for participation on the Council of Mayors have the following number of schools in the LAUSD serving children from kindergarten through the 12th grade: First District, 35; Second District, 32; and Third District, 2. There are a total of 858 kindergarten through 12th grade schools in the LAUSD according to a district fact sheet.

Duties of the Council of Mayors

AB 1381 cites legislative intent that the Council of Mayors and the Mayor of the City of Los Angeles function as a school district or county office of education. The bill specifies that liability for participation on the Council of Mayors will be borne by the LAUSD and not the County or any city within LAUSD's boundaries. The Council of Mayors is required to comply with the Brown Act, the Political Reform Act, and the California Public Records Act.

The Council of Mayors has the following duties:

- The Council is authorized to select a representative to participate in all aspects of the selection and evaluation of the LAUSD Superintendent by the LAUSD Board. The representative will not have the right to vote with the LAUSD Board on any matter.
- The Council will ratify the appointment, contract term, contract renewal, refusal to renew a contract and removal of the LAUSD Superintendent.
- The Council must communicate through its representative to the LAUSD Board, in a closed session, the reason for any refusal to ratify the appointment, contract term, contract renewal or removal of the LAUSD Superintendent.
- The Council may create a committee of parents of students in the LAUSD to provide input on the selection of the LAUSD Superintendent and other related matters.

The Council of Mayors will receive a copy of each School Accountability Report Card for review and comments two weeks before the document is released to the public.

LAUSD Budget

The LAUSD Superintendent is required to present a proposed budget and any budget revisions to the Council of Mayors for review and comment at least 30 days before consideration and adoption of the budget or revised budget by the LAUSD Board. As part of the budget review, the Council of Mayors may conduct a public hearing to solicit comments from the public.

Memoranda of Understanding (MOUs)

AB 1381 requires the LAUSD Superintendent and the Council of Mayors to negotiate memoranda of understanding by March 1, 2007 to establish various procedural and operation protocols. It is unclear if AB 1381 requires that the MOUs be between the Council of Mayors and the LAUSD Superintendent or if the bill requires the Council of Mayors and the LAUSD Superintendent to negotiate individual MOUs with each city and County Supervisorial District within the LAUSD or with other agencies such as the Sheriff's Department. The MOUs would establish:

- 1) a process to ensure that the LAUSD and each city or the County consult and agree on joint-use projects to permit youth, children and families to use school resources when school is out of session;
- 2) a process to ensure that each city or County Supervisorial District within the LAUSD has the opportunity to provide feedback on the construction of new schools and to propose alternate sites or modify construction options;
- 3) a process for the Council of Mayors and the LAUSD to jointly conduct periodic assessments of available services, including public safety, for children and youth in the community, and to jointly consult on creating and maintaining new services to support education and increase pupil achievement; and,
- 4) protocols for mutual cooperation, timely sharing of information, and the ongoing communication of responsibilities between the Sheriff, the Chief of Police and law enforcement agencies serving each city and unincorporated area of the County within the LAUSD.

The Governor signed AB 1381 on September 18, 2006. The legislation becomes effective January 1, 2007.

Each Supervisor
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If you have any questions or need additional information, please let me know, or your staff may contact Victoria Evers at (213) 974-1415.

DEJ:GK
MAL:JF:VE:lm

c: Executive Officer, Board of Supervisors
 County Counsel
 Sheriff